



**Date:** August 21, 2015  
**To:** Marine Advisory Commission  
**From:** Elvira Hallinan, Manager, Marina Bureau  
**Subject:** MEETING MINUTES OF AUGUST 13, 2015  
MARINE ADVISORY COMMISSION (MAC)

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Commissioners Present

Rick DuRee, Chair  
David Thornburg, Vice Chair  
Mark Turpin  
Mike Schachter  
Peter Schnack  
Tom Mayes  
Jerry Avila

Marine Bureau Personnel

Elvira Hallinan, Manager, Marine Bureau  
Kurt Borsting, Special Projects Officer  
Vivian Crook, Secretary, Marine Bureau  
Kimarie Vestre, Supervisor, Marine Bureau  
Adam Smoyer, Marina Agent, Marine Bureau

City Staff

Don Easterby, Superintendent, Bch.Maint./QWB Ops.  
Cory Forrester, Superintendent, Marine Maint. Ops.  
Captain Omar Naranjo, Marine Safety/LBFD  
Sgt. Steven Covarrubias, Marine Patrol Unit  
MPO Steve Baranowski, Marine Patrol Unit  
MPO Khon Sam, Marine Patrol Unit  
MPO Julio Torres, Marine Patrol Unit  
MPO Bryan Pasion, Marine Patrol Unit  
Kristina Duggan, Field Deputy, Council District 3

Commissioners Absent

Eric Peterson  
Ted Kuhn

Guests

Bob Vatz, LBMBOA  
Bob Hubbard  
Alfredo Fernandez, LBMBOA  
Raphael Oliver  
Ron Warren  
Nancy Adair, Adair Yachts

Chairman DuRee convened the meeting at 2:30 p.m., at the Long Beach Yacht Club.

**ROLL CALL**

Elvira Hallinan called the roll of commissioners.

## CONSENT CALENDAR

The July 9, 2015, MAC minutes were reviewed and approved as submitted.

## PUBLIC COMMENT

- Alfredo Fernandez remarked that the Maintenance crew is doing a great job with trash removal in Basin 3 - great improvement.
- In response to a question raised last month regarding advertising in the Yellow Pages, Kurt Borsting spoke and said that there will soon be availability to post a notice in the South Bay section of the phone book (free listing). Rick DuRee commented that one of the reasons why it appears there are slips available in the marina is due to the rebuild, once the remodel is complete and all the boats are back in their proper places, and the waiting list has been contacted, then the manager will see where we are with vacancies.

## OLD BUSINESS

- Elvira Hallinan reported that boatowners who were moved out of ABM Basin 2 for the rebuild have until the end of August to move back into Docks 6 through 9. Regarding the next phase, she has been working with Bellingham Marine Industries (BMI) on price figures, as the costs for the dry boat storage area in Basin 2 (100 slots) came in higher than originally estimated. Part of the reason for the cost increase is the Bureau has determined it would make more sense to make larger slots for boats, because you can put smaller boats into larger slots, but you cannot put larger boats into smaller slots. Grading in the parking lot and curbs for ADA were not included in the original figures. Also, 70 palm trees need to be moved, where as in the beginning there were only 30. Elvira plans to go before the City Council on September 8, to request funds be appropriated so that BMI and Transystems can be given the contract authority to continue with the rebuild. Elvira reported that the dredging permit expires October 31, 2015, and that she is optimistic that the Regional Water Control Board will approve the extension to dredge the remainder of Basin 3.
- Elvira Hallinan gave an update on the Kite Surfing RFP. On July 9, the Coastal Commission approved a kite surfing concession with certain stipulations. Elvira gave details with regard to kite surfing concessions on the beach, i.e.; a designated swim zone, an area for launching exit and entry, and vendor setup locations. This will help with control of the area. She remarked that Lifeguards have their eyes on the water and on the swimmers (kiteboarders are to be self-policing). Another stipulation in the RFP will be that the concessionaries are not to park their vehicles on the launch pad. The launch pad is for drop off only and the concession agreement will indicate a three strikes rule. This will make enforcement easier for Marine Patrol.
- Elvira Hallinan asked for an update on the MAC Annual Report. Commissioner Schachter stated that he was working on the Operation Committee's portion of the report and will submit it as soon as he has it completed.

## **NEW BUSINESS**

- Elvira Hallinan stated that the vendor permit for Adair Yachts was cancelled back in February 2015. Ms. Adair was performing yacht sales, boat maintenance and boat cleaning on vessels, when she only had a business license as a yacht broker. As a yacht broker she is required to obtain a landing permit every time she wants to bring a boat into the marina to show; instead she was caught sneaking unauthorized vessels into the marina. Ms. Adair's vendor permit was cancelled due to numerous repeated violations, such as; sneaking unauthorized vessels into boat slips to show, cleaning and/or doing maintenance work on vessels, and using unauthorized employees. Ms. Adair was warned repeatedly about her offences, which were against the Marina Rules and Regulations and Policies and Procedures. Marina Agent Smoyer stated that on August 25, 2014, Ms. Adair signed a contract stating that if she committed any further Marina Rules and Regulations or vendor permit violations her vendor permit would be revoked and she would be in jeopardy of losing her City of Long Beach business license. Ms. Adair said that she understood and that she would not commit any further violations, however, after that date she continued with violations in January and February of 2015. Ms. Adair said that she felt that whatever she needed to do to take care of her clients, she would do. She admitted that the way she was operating was wrong. She apologized for not taking the warnings seriously. She also apologized for showing disrespect to Marine Bureau staff.

To open discussion: **It was moved by Commissioner Mayes and seconded by Commissioner Schachter that the MAC uphold the Marine Bureau's cancellation of Adair Yachts' vendor permit.**

Elvira Hallinan stated that the rules were given to Ms. Adair when she obtained her vendor permit, and that she was aware what the rules and regulations stated regarding her permit. Elvira added that cancellation of the vendor permit would mean that Ms. Adair cannot show vessels in the Long Beach Marinas. Commissioner Schachter commented that if a vendor wants to do business in the marinas, they have to follow the rules and regulations.

After further discussion the motion was amended to read:

**It was moved by Commissioner Mayes and seconded by Commission Turpin to amend the original motion.**

**It was moved by Commissioner Mayes and seconded by Commissioner Schachter that Ms. Adair be given a one-year suspension beginning March 12, 2015, until March 12, 2016, from her vendor privileges in the marinas, and that after one year she may apply for reinstatement of her vendor permit, providing there are no infractions during this time period. This suspension pertains to all of the Long Beach Marinas (ABM/LBSM/RBH). The motion passed with one abstention; Commissioner Avila.**

- Elvira Hallinan reported on special events and filming in the marinas. She said that last month ExMAC spoke with Tasha Day, Manager of Special Events and Filming. Elvira stated that she has received emails from boatowners in LBSM regarding their concerns about more events and more noise in LBSM. Tasha Day said that, due to the loudness of the recent punk rock event and the profanity used, language has been placed in the event permit, which states that the event can be shutdown if there is profanity or inappropriateness over the loudspeakers. This event was shut down by the City; the first time in many years. Also, because of the Jenny Rivera concert, the event coordinator will bring in the Health Department to measure the sound at different points in time during the event. Tasha Day stated that the number of events has not changed in the seven years she has been with Special Events. However, Elvira believes that while the number has not changed, the type of event and the size of the events has grown. Elvira said that at the end of every event a meeting is held with Special Events staff, LBPD, LBFD, and Marine Bureau staff to review and discuss improvements needed.

Commissioner Schachter stated that, as a liveaboard in LBSM for twenty years, the number and type of events has increased and is becoming unbearable. He said he worries about leaving the marina by car because he may not get back in; if he can even leave at all. He said this is unacceptable, as he pays a lot of money to keep his boat in the marina. He suggested that the events be spaced out so that they do not occur every weekend; if this means fewer events, so be it. Also, he would like to see a way to handle the traffic problem and keep people out of the marina who are not boatowners. And, he would like the decibel sound limit lowered because if you are at the yacht club during an event you cannot hear each other speak. He said the sound is louder because in LBSM the wind comes offshore in the afternoon and the sound carries over the marina. He also suggested not putting so many events on the Marina Green.

Alfredo Fernandez agreed that the sound magnifies over the water and carries quite a distance. He suggested relocating the speakers so that they do not carry over the marina.

Commissioner Avila suggested using offsite parking and shuttle the event goers. This could help alleviate the problem of event goers taking boatowner parking. He said, should there ever be an emergency evacuation in marina during one of these events there would be a bottleneck.

Bob Vatz, a boatowner in LBSM for more than 30 years, agreed with what the commissioners said about problems with special events. His complaint is with the lack of directional signage.

Kimarie Vestre acknowledged that this has been a problem. She stated that the decision to close the entrance to LBSM was last minute due to the situation. She said that they are working on setting up an email blast to all boatowners to give them a heads up, which will hopefully add to better communication. However, LBPD will change things on site as they see fit.

Commissioner Schachter commented on the traffic jam at the turnaround circle in LBSM. He suggested adding a new opening into the parking lot right off of Shoreline Drive, before turning onto Shoreline Village Drive (by the Yard House). This opening could be utilized during special events.

A boatowner stated, regarding traffic congestion, that Shoreline Drive is now two lanes when it used to be three lanes. He said that he has been in LBSM for 10 years and that his mother has been a boatowner in LBSM for 20 years. He said that some of the events are just unacceptable. He regularly wears earplugs when he is in the marina during events. He plans his days around the events, and if he is working on a project on his boat he just does not go down to the marina, he stays at home. He said he no longer finds it enjoyable to be at this boat.

Chairman DuRee said that during their meeting with Tasha Day she stated that they did return every call of complaint about the punk rock event, and that they do understand and they are addressing the problems.

- Elvira Hallinan spoke about the Peninsula Renourishment Program. She said that Anchor QEA has proposed to use the sand material that is in the channel, and dredge and pipe it over to the Peninsula to enlarge the Peninsula beach area to 300 feet (from the seawall seaward). This should help protect homes and property for about five to six years. The dredged material will have to be sampled first to see if it can be used on the beach. The Regional Water Quality Control Board looks at mercury levels and pesticides. This is the first step in trying to come up with a mid-term solution.
- Commissioner Mays addressed two issues that he said came up at the last Boatowner's Association meeting. The first issue had to do with the "special conditions" clause in the Slip Permit, which states that the permittees release the City from harm of anything done by oil operations on Island Grissom. Elvira Hallinan stated that this clause is in every permit signed by every permittee since the beginning. Every boatowner has already signed their permit with this statement on the permit. What this says is that any damage done by the oil companies is not the fault of the City of Long Beach. Any claims would be against the oil companies and not the City of Long Beach.

The second issue was with regard to trash flowing down the river from the inland areas and into the marinas. They wanted to know what prevention methods would be used during the coming winter with predicted El Nino storms.

Kristina Duggan, Council District 3, commented that Councilwoman Price is having her investigate whether storm drain screens up river would help with curbing trash flow coming down the river and onto the beaches.

Alfredo Fernandez stated that Coyote Creek is the main polluter. Runoff comes down from up past the city of Whittier and fills the whole Bay with trash.

Elvira Hallinan said that she will look further into this issue.

## **MARINE BUREAU MANAGER'S REPORT**

### **Marina Operations Report**

Elvira Hallinan introduced Kurt Borsting as the new Special Projects Officer for the Marine Bureau, stating that he comes with many skills that are transferable to his new position. Kurt Bortsting introduced himself and said that for the past 25 years he has worked for the California State University system. He is a lifelong resident of the City of Long Beach and is raising his family here. He stated he is excited to begin working with the City and the boating community.

### **Marine Maintenance**

- Cory Forrester, Superintendent of Marine Maintenance, reported that interviews were held to fill a custodial position. In the coming weeks he will be interviewing to fill three Maintenance Assistant III positions, and in mid-September he will be interviewing for a Custodial Supervisor.
- In ABM, three more restroom roofs will be completed within this fiscal year.
- Commissioner Avila thanked Maintenance staff for posting the "Boatowner Only" sign on the door at restroom D7 in LBSM. He stated that after the punk rock concert the restroom door had been kicked in, and he found a person passed out on the restroom floor. He asked that GG Dock and FF Dock restrooms be made a priority because they are constantly getting kicked in by non-boatowners. He also said that last Saturday he found a homeless person sleeping in his neighbor's dinghy. He said he is concerned for his family's safety. He said that during low tide, people gain access to the Dock GG by climbing over the chain link fence.

Cory Forrester stated that Marine Maintenance is addressing the restroom doors in both ABM and LBSM restrooms. He said that they are looking at ways to strengthen the doors to prevent them from being kicked in. Elvira Hallinan said that in the next Marina Reader there will be an article about the homeless task force. Their email address will be provided for boatowners to contact regarding issues and concerns.

### **Beach Maintenance/Queens Way Bay**

- Don Easterby reported that the Sand Sculpture event will be held on the beach, and the Crawfish Festival will be held in RBH this weekend.

### **Marine Safety Operations**

- Captain Naranjo thanked Elvira Hallinan for all her work done with the kiteboarding RFP. He reiterated that swimmers do have the right of way due to safety issues.
- Captain Naranjo reported on a man who suffered a heart attack as he was jogging by the pier. The Lifeguard had just begun his shift, saw him fall and responded immediately. Two other Lifeguards arrived on-scene and applied the defibrillator (2 shocks). Captain Naranjo said that he had just returned from St. Mary's Hospital, where he visited the man who had been sedated for two weeks. Captain Naranjo reported the man came out of sedation yesterday and is talking, laughing and doing great; due to the quick response from Lifeguards.

### LBPD - Marine Patrol Unit

- Sergeant Covarrubias introduced four new Marine Patrol Officers who have just begun training; Steve Baranowski, Khon Sam, Julio Torres, Bryan Pasion. The MAC commissioners welcomed the new officers aboard.
- Sergeant Covarrubias reported that Marine Patrol has been dealing with transient problems, which have increased over this summer. Marine Patrol is working with quality of life officers and officers assigned to the county's mental health clinic regarding this problem. This last weekend Marine Patrol officers performed an outreach on the jetty at DD Dock in LBSM.
- Sergeant Covarrubias mentioned that an increase in bike thefts has been reported in LBSM. He asked that boatowners mark their bikes with some type of identification; i.e., driver's license, to help identify their bike once it is recovered.
- Sergeant Covarrubias again asked boatowners to call 911 if they see anything suspicious, or call (562) 435-6711, a non-emergency phone line staffed 24 hours a day. He asked that boatowners not put themselves at risk, should they encounter a problem, and instead call for help

### Executive MAC

- All items covered.

### Operations Committee

- All items covered.

### Facilities Committee

- Reviewed and prioritized the forthcoming CIP project list that City Council has approved.

### Finance Committee

- No meeting held.

### **COMMENTS FROM COMMISSIONERS**

- None

### **COMMENTS FROM THE AUDIENCE**

- None

### **ADJOURNMENT**

Meeting adjourned at 4:30 p.m. The September 10, 2015, MAC meeting will be held at 2:30pm at the Long Beach Yacht Club.

cc: Stephen Scott, Interim Director of Parks, Recreation and Marine  
City Clerk